

**OFFICE OF THE MAYOR  
CITY AND COUNTY OF HONOLULU**

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KIRK CALDWELL  
MAYOR

ROY K. AMEMIYA, JR.  
MANAGING DIRECTOR  
  
GEORGETTE T. DEEMER  
DEPUTY MANAGING DIRECTOR

April 18, 2018

**PROCLAMATION OF EMERGENCY OR DISASTER**  
**(Severe Weather Event)**

By the authority vested in me as the Mayor of the City and County of Honolulu, pursuant to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition) (“**RCH**”); the Revised Ordinances of the City and County of Honolulu 1990, as amended (“**ROH**”); and the Hawaii Revised Statutes (“**HRS**”), I, Kirk W. Caldwell, Mayor, hereby proclaim, determine, declare and find the following:

WHEREAS, HRS Section 127A-13(b)(1) provides that, in the event of a state of emergency or disaster in the City and County of Honolulu (the “**City**”), the Mayor may take action to relieve hardship and inequities or obstructions to the public health by suspending any county law, in whole or in part, or by alleviating the provisions of county laws on such terms and conditions as the Mayor may impose, including county licensing laws, and county laws relating to labels, grades, and standards;

WHEREAS, HRS Section 127A-13(b)(2) provides that the Mayor may suspend any county law that impedes or tends to impede, or that may be detrimental to, the health, safety and welfare of the public; and

WHEREAS, HRS Section 127A-13(b)(5) further provides that the Mayor may exercise any additional powers to the extent necessary to prevent hoarding, waste, destruction of materials, supplies, commodities, accommodations, facilities and services to effectuate equitable distributions as the public welfare may require; and

WHEREAS, HRS Section 127A-14(b) further provides that the Mayor may declare the existence of a state of emergency in the City by proclamation if the Mayor finds that an emergency or disaster exists or that there is an imminent danger or threat of emergency or disaster; and

WHEREAS, on Friday, April 13, 2018, Windward and East Oahu residents, property owners, businesses and public facilities experienced persistent heavy rain, severe flash flooding, and high water damage associated with a major thunderstorm causing major damage or total destruction to at least thirty (30) homes, and to numerous properties, businesses and public facilities; and

WHEREAS, as of the date and time of this Proclamation, the National Weather Service, Honolulu Forecast Office, has issued a Flash Flood Watch for the State of Hawaii from Thursday, April 19, 2018, through Friday, April 20, 2018, because of the threat of heavy rainfall, flash flooding, and rapidly rising water levels to area streams and of significant flooding in low lying and poor drainage areas, which will exacerbate the effects of the damage resulting from the weather on Friday, April 13, 2018 (the severe weather event on April 13, 2018, and through this week being collectively referred to as the “**Emergency Condition**”); and

WHEREAS, the cumulative effects of the Emergency Condition have created and are anticipated to create a public calamity in the City;

NOW, THEREFORE, I, Kirk W. Caldwell, Mayor of the City and County of Honolulu, pursuant to the authority vested in me as the Mayor of the City and County of Honolulu as set forth above, in order to promote and protect the public health, safety, and welfare of the residents of the City and County of Honolulu, do hereby proclaim, determine, declare and find that:

1. a state of emergency or disaster has occurred and there is imminent danger or threat of a state of emergency or disaster in all or any portion of the City, as of the date and time of this Proclamation; and
2. the provisions, in whole or in part, of HRS Chapter 103D and HRS Sections 103-50, 103-53, 103-55, 105-1 to 105-10, and 464-4 that impede or tend to impede the expeditious discharge of the functions of emergency management, or that compliance therewith is impracticable due to existing conditions and, therefore, such provisions shall not apply to any such emergency management functions; and
3. the provisions of the Revised Ordinances of Honolulu, in whole or in part, shall be suspended, including, but not limited to, Sections 1-8.2 and 1-8.3 (intergovernmental agreements and private grants), Section 2-3.2(b) (filing lawsuits), and Section 2-3.4 (settlement authority), to the extent that they impede the expeditious discharge of the functions of emergency management or the compliance therewith is impracticable due to existing conditions.

This Proclamation of Emergency or Disaster shall terminate on the first to occur of (1) sixty (60) days after the date of this Proclamation, or (2) issuance of a Declaration of Termination of Emergency issued by the undersigned, whichever occurs first.




Kirk W. Caldwell, Mayor  
City and County of Honolulu

Date: April 18, 2018

Time: 1:00 pm

APPROVED:



Donna Y. L. Leong  
Corporation Counsel